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**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

<i>Application Number</i>	<b>10/038,506</b>
<i>Filing Date</i>	<b>November 9, 2001</b>
<i>First Named Inventor</i>	<b>Michael D. Hooven</b>
<i>Art Unit</i>	<b>3739</b>
<i>Examiner Name</i>	<b>Rosiland S. Rollins</b>
<i>Attorney Docket Number</i>	<b>0320-0014</b>

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO ) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply      iii.  Information Disclosure Statement (IDS)

ii.  Affidavit(s)/Declaration(s)      iv.  Other \_\_\_\_\_

2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1039

i. <input checked="" type="checkbox"/> RCE fee required under 37 CFR 1.17(e)	<u>01/06/2005</u>	<u>MAHMED1</u>	<u>00000056</u>	<u>501039</u>	<u>10038506</u>
ii. <input type="checkbox"/> Extension of time fee (37 CFR 1.136 and 1.17)	<u>01 FC:2801</u>	<u>395.00 DA</u>			
iii. <input type="checkbox"/> Other _____					

b.  Check in the amount of \$ \_\_\_\_\_ enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print / Type)	Renee C. Barthel	Registration No. (Attorney / Agent)	48,356
Signature		Date	January 4, 2005

**CERTIFICATE OF MAILING OR TRANSMISSION**

# Express

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as ~~first class~~<sup>XXXXXX</sup> mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Renee C. Barthel
Signature	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

JAN 04 2005

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032  
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

\$395.00

## Complete if Known

Application Number	10/038,506
Filing Date	November 9, 2001
First Named Inventor	Michael D. Hooven
Examiner Name	Rosiland S. Rollins
Art Unit	3739
Attorney Docket No.	0320-0014

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None
 Deposit Account:Deposit Account Number **50-1039**Deposit Account Name **Cook, Alex, McFarron, et al.**

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 790	2001 395	Utility filing fee			
1002 350	2002 175	Design filing fee			
1003 550	2003 275	Plant filing fee			
1004 790	2004 395	Reissue filing fee			
1005 160	2005 80	Provisional filing fee			
SUBTOTAL (1) (\$)					

## 2. EXTRA CLAIM FEES FOR UTILITY AND

Extra Claims	Fee from below	Fee Paid
Total Claims	-20** = 0	X = 0.00
Independent Claims	- 3** = 0	X = 0.00
Multiple Dependent		=

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1202 18	2202 9	Claims in excess of 20			
1201 88	2201 44	Independent claims in excess of 3			
1203 300	2203 150	Multiple dependent claim, if not paid			
1204 88	2204 44	** Reissue independent claims over original patent			
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent			
SUBTOTAL (2) (\$)		\$0.00			

\*\*or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES	Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code (\$)	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath		
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet		
1053 130	1053 130	Non - English specification		
1812 2,520	1812 2,520	For filing a request for ex parte reexamination		
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action		
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action		
1251 110	2251 55	Extension for reply within first month		
1252 430	2252 215	Extension for reply within second month		
1253 980	2253 490	Extension for reply within third month		
1254 1,530	2254 765	Extension for reply within fourth month		
1255 2,080	2255 1,040	Extension for reply within fifth month		
1401 340	2401 170	Notice of Appeal		
1402 340	2402 170	Filing a brief in support of an appeal		
1403 300	2403 150	Request for oral hearing		
1451 1,510	1451 1,510	Petition to institute a public use proceeding		
1452 110	2452 55	Petition to revive - unavoidable		
1453 1,370	2453 685	Petition to revive - unintentional		
1501 1,370	2501 685	Utility issue fee (or reissue)		
1502 490	2502 245	Design issue fee		
1503 660	2503 330	Plant issue fee		
1460 130	1460 130	Petitions to the Commissioner		
1807 50	1807 50	Processing fee under 37 CFR § 1.17(q)		
1806 180	1806 180	Submission of Information Disclosure Statement		
8021 40	8021 40	Recording each patent assignment per property (times number of properties)		
1809 790	2809 395	Filing a submission after final rejection (37 CFR § 1.129(a))		
1810 790	2810 395	For each additional invention to be examined (37 CFR § 1.129(b))		
1801 790	2801 395	Request for Continued Examination (RCE)	395.00	
1802 900	1802 900	Request for expedited examination of a design application		
Other fee (specify)				

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

\$395.00

## SUBMITTED BY

Name (Print/Type)	Renee C. Barthel	Registration No. (Attorney/Agent)	48,356	Telephone	(312) 236-8500
Signature	<i>Renee C. Barthel</i>			Date	January 4, 2005

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.